

STATUTES REQUIRING AWARDING BODIES TO HAVE OR CONTRACT WITH
A THIRD PARTY TO OPERATE A LABOR COMPLIANCE PROGRAM [as of 1/1/09]

<u>Statute:</u>	<u>Source:</u>	<u>Applies to:</u>
Education Code §17250.30 -- <i>sunsets on</i> <i>1/1/2014</i>	Stats. 2001, Chap. 412 (AB 1402); amended by Stats. 2002, c. 664 (AB 3034), § 57; and Stats. 2007, c. 471 (SB 614), § 2	School districts entering into design-build contract for construction of school facility costing over \$10 million, <i>unless</i> there is a collective bargaining agreement binding all contractors performing work on the project.
Education Code §81704 -- <i>sunsets on</i> <i>1/1/2014</i>	Stats. 2002, Chap. 637 (AB 1000); amended by Stats. 2007, c. 471 (SB 614), § 8	Community College Districts entering into design-build contract for construction of school facility costing over \$2.5 million, <i>unless</i> there is a collective bargaining agreement binding all contractors performing work on the project.
Government Code §6531	Stats. 2002, Chap. 2002 (AB 2867)	Construction contracts awarded by San Diego Model School Development Agency (JPA of five entities in San Diego) <i>except for</i> projects in which there is a collective bargaining agreement binding all contractors and subcontractors performing work on the project; however, the Agency is not precluded from operating an LCP with respect to projects within the exception.
Health and Safety Code §32132.5 by reference to Public Contract Code §20133	Stats. 2008, Chap. 415 (SB 1699)	Design-build contracts for construction of building or improvements at Sonoma Valley Hospital.
Labor Code §1771.7	Stats. 2002, Chap. 868 (AB 1506); amended by Stats. 2003, c. 834 (AB 324), and Stats. 2005, c. 606 (AB 414)	Public works projects funded by either the Kindergarten-University Public Education Facilities Bond Act of 2002 (Educ. Code §§100600 et seq.) or the Kindergarten-University Public Education Facilities Bond Act of 2004 (Educ. Code §§100800 et seq.).

<u>Statute:</u>	<u>Source:</u>	<u>Applies to:</u>
Labor Code §1771.8	Stats. 2002, Chap. 892 (SB 278)	Public works projects financed in any part by the Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002 (Water Code §§79500 et seq.).
Public Contract Code §20133 -- <i>sunsets on 1/1/2011</i>	Stats. 2000, Chap. 594 (AB 2296); amended by Stats. 2005, c. 350 (AB 1511) and c. 376 (SB 287); Stats. 2006, c. 538 (SB 1852), § 541; Stats. 2007, c. 584 (SB 233), § 1; and Stats. 2007, c. 585 (SB 416), § 1.5	Counties for design-build contracts for buildings, directly related improvements, and wastewater treatment facility construction projects costing over \$2.5 million, <i>unless</i> the county or design-build entity has entered into any collective bargaining agreement or agreements that bind all contractors performing work on the project.
Public Contract Code §20175.2 -- <i>sunsets on 1/1/2016</i>	Stats. 2005, Chap. 228 (AB 1329); amended by Stats. 2006, c. 244 (SB 535), § 1; Stats. 2007, c. 473 (SB 645), § 1; and Stats. 2008, c. 314 (AB 642), §1	Cities for design-build contracts for building construction projects (not including streets and highways, public rail transit, or water resources facilities and infrastructure) costing over \$1 million, <i>unless</i> the city or design-build entity has entered into any collective bargaining agreement or agreements that bind all contractors performing work on the projects.
Public Contract Code §20193 (Effective 1/1/09) -- <i>sunsets on 1/1/2020</i>	Stats. 2008, Chap. 314 (AB 642), §2	Qualified entities for design-build contracts for construction of wastewater treatment, solid waste, or water recycling facilities costing over \$2.5 million, <i>unless</i> the qualified entity or design-build entity has entered into any collective bargaining agreement or agreements that bind all contractors performing work on the projects.
Public Contract Code §§ 20209.7 and 20209.13 -- <i>sunset on 1/1/2011</i>	Stats. 2000, Chap. 541 (AB 958); amended by Stats. 2001, c. 159 (SB 662), § 167; Stats. 2004, c. 196 (SB 1130), § 3; Stats. 2006, c. 262 (AB 372), § 2; and Stats. 2008, c. 185 (AB 387)	Local transit districts entering into design-build contracts for transit projects, other than state highway construction or local street and road projects and with specified thresholds depending on type, <i>unless</i> the local transit operator or design-build entity has entered into a collective bargaining agreement that binds all contractors performing work on the project.

<u>Statute:</u>	<u>Source:</u>	<u>Applies to:</u>
Public Contract Code §20209.24 -- <i>sunsets on</i> <i>1/1/2010</i>	Stats. 2005, Chap. (SB 1026)	Los Angeles County Metropolitan Transportation Authority design-build contract for construction of high occupancy vehicle lane in the County of Los Angeles, <i>unless</i> the Authority or the design-build entity has entered into any collective bargaining agreement or agreements that bind all of the contractors performing work on the project.
Public Contract Code §20785 by reference to Public Contract Code §20133 -- <i>sunsets on</i> <i>1/1/2013</i>	Stats. 2007, c. 473 (SB 645)	Orange County Sanitation District for design-build contracts for construction projects (including but not limited to public wastewater facilities) costing over \$6 million, <i>unless</i> the district has entered into any collective bargaining agreement or agreements that bind all contractors performing work on the project.
Public Contract Code §20919.3 -- <i>sunsets on</i> <i>12/1/2012</i>	Stats. 2003, Chap. 889 (AB 14)	Los Angeles Unified School District job order construction contracts of \$1 million or less, <i>unless</i> the school district or job order contractor has entered into any collective bargaining agreement or agreements that bind all contractors performing work on the project.
Public Resources Code §75075	Initiative Measure (Prop. 84, § 1, approved Nov. 7, 2006)	Public works projects financed in any part by the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006)

Repealed and contingent statutes:

<i>former Government Code §61620.1</i>	<i>Stats. 1994, Chap. 1201;</i> repealed by Stats. 2005, Chap. 249 (SB 135)	County of San Joaquin for Mountain House Community Services District. (Statute did not expressly authorize contracting with third party to operate LCP.)
<i>Labor Code §1771.9 – Operation contingent</i>	Stats. 2003, Chap. 851 (AB 1506)	Public works projects financed in any part by the Safe, Reliable High-Speed Passenger Train Bond Act for the 21st Century. <i>Was contingent upon voter approval in November 2004 election. Approval of similar measure in 2008 did not meet contingency.</i>